IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.891 OF 2000
WITH
COMPANY PETITION NO.373 OF 2004
WITH
COMPANY PETITION NO.411 OF 2006

State Bank of India & Ors.
Trustees of SBI Mutual Fund ...Petitioners

Versus

Nath Pulp & Paper Mills Ltd. ...Respondents

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Mr.Ajay Fernandes i/b Little & Co. for Petitioners in CP/891/2000.

Ms.Priya Ranade i/b L.D.Shah & Co. for Petitioners in CP/373/2004.

Mr.R.D.Suryawanshi for the Petitioners in CP/411/2006.

Mr.K.V.Ramadasan for the Respondents in all matters.

Mr.S.Ramakantha, Dy.Official Liquidator is present.

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CORAM: A.M.KHANWILKAR, J.

NOVEMBER 23, 2007.

P.C.

1. As per the latest report made available

on the website of B.I.F.R., it is noticed that the Respondent Company has already been declared a sick Company. Even the affidavit filed on behalf of the Respondent Company dated 24th January 2007 reiterates that position.

2. As the Company has already been declared as sick Company, nothing survives for consideration in the present Petitions. The Petitioners may be free to pursue such other remedy for recovery of their dues as may be permissible by law. Petition disposed off on the above terms.

A.M.KHANWILKAR, J.